



PATENT  
Customer No. 22,852  
Attorney Docket No. 08038.0027

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Hikaru YOSHITAKA ) Group Art Unit: 2812  
Application No.: 09/658,861 ) Examiner: Nguyen, H.  
Filed: September 8, 2000 ) Allowed: February 24, 2004  
For: SEMICONDUCTOR DEVICE AND ) Confirmation No.: 2556  
METHOD OF MANUFACTURING )  
THE SAME )

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Commission for Patents  
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Sir:

**CITATION OF PRIOR ART UNDER 37 C.F.R. § 1.501 AND M.P.E.P. 2202**

Pursuant to 37 C.F.R. § 1.501 and M.P.E.P. 2202, Assignee of the above-identified patent, Tokyo Electron Limited hereby submits copies of the following documents for placement in the file of the above-identified patent application:

- (1) Japanese Office Action for Japanese Application No. 2000-604458 (in Japanese);
  - (2) Japanese Patent Document No. 10-223758 (with English language abstract);
- and
- (3) Japanese Patent Document No. 10-229122 (with English language abstract).

Assignee submits Japanese Patent Document Nos. 10-223758 and 10-229122 because they were cited during prosecution of Japanese Application No. 2000-604458

as being applicable to the respective Japanese application. A copy of the Japanese Office action (1) is also enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If the Office applies the documents as prior art against any claim in the patent and Assignee determines that the cited documents do not constitute "prior art" under United States law, Assignee reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.


Assignee further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present patent.

If there is any fee due in connection with the filing of this Citation, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: July 21, 2004

By:   
Michael W. Kim  
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